

Calendar No. 366

106TH CONGRESS
1ST SESSION

S. 1599

[Report No. 106-210]

To authorize the Secretary of Agriculture to sell or exchange all or part of certain administrative sites and other land in the Black Hills National Forest and to use funds derived from the sale or exchange to acquire replacement sites and to acquire or construct administrative improvements in connection with the Black Hills National Forest.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 16, 1999

Mr. DASCHLE (for himself and Mr. JOHNSON) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

NOVEMBER 2, 1999

Reported by Mr. MURKOWSKI, without amendment

A BILL

To authorize the Secretary of Agriculture to sell or exchange all or part of certain administrative sites and other land in the Black Hills National Forest and to use funds derived from the sale or exchange to acquire replacement sites and to acquire or construct administrative improvements in connection with the Black Hills National Forest.

1 *Be it enacted by the Senate and House of Representa-*
 2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SALE OR EXCHANGE OF LAND.**

4 (a) IN GENERAL.—The Secretary of Agriculture (re-
 5 ferred to in this Act as the “Secretary”) may, under such
 6 terms and conditions as the Secretary may prescribe, sell
 7 or exchange any right, title, and interest of the United
 8 States in and to the approximately 367 acres contained
 9 in the following parcels of land in the State of South Da-
 10 kota:

11 (1) Tract BLKH–1 “Spearfish Dwelling” (ap-
 12 proximately 0.24 acres); N $\frac{1}{2}$ lots 8 and 9 of block
 13 16, sec. 10, T6N, R2E.

14 (2) Tract BLKH–2 “Deadwood Garage” (ap-
 15 proximately 0.12 acres); lots 9 and 11 of block 34,
 16 sec. 26, T5N, R3E.

17 (3) Tract BLKH–3 “Deadwood Dwellings” (ap-
 18 proximately 0.32 acres); lots 12 through 16 of Block
 19 44, sec. 26, T5N, R3E.

20 (4) Tract BLKH–4 “Hardy Work Center” (ap-
 21 proximately 150 acres); E $\frac{1}{2}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$; SE $\frac{1}{4}$,
 22 SE $\frac{1}{4}$; sec. 19; NE $\frac{1}{4}$, NW $\frac{1}{4}$, NE $\frac{1}{4}$; E $\frac{1}{2}$, NE $\frac{1}{4}$,
 23 SE $\frac{1}{4}$; E $\frac{1}{2}$, SE $\frac{1}{4}$, NE $\frac{1}{4}$; NE $\frac{1}{4}$, NE $\frac{1}{4}$; sec. 30,
 24 T3N, R1E.

1 (5) Tract BLKH-6 “Pactola Work Center”
 2 (approximately 100 acres); $W^{1/2}$, $SW^{1/4}$, $NW^{1/4}$;
 3 $W^{1/2}$, $NW^{1/4}$, $SW^{1/4}$; $W^{1/2}$, $SW^{1/4}$, $SW^{1/4}$; $SE^{1/4}$,
 4 $SW^{1/4}$, $SW^{1/4}$; sec. 25; $E^{1/2}$, $E^{1/4}$, $SE^{1/4}$; $SE^{1/4}$,
 5 $SE^{1/4}$, $NE^{1/4}$; sec. 26; T2N, R5E.

6 (6) Tract BLKH-7 “Pactola Ranger District
 7 Office” (approximately 8.25 acres); lot 1 of Ranger
 8 Station Subdivision, sec. 4, T1N, R7E.

9 (7) Tract BLKH-8 “Reder Administrative
 10 Site” (approximately 82 acres); lots 6 and 7, sec.
 11 29; lot A of Reder Placer, lot 19, $NW^{1/4}$, $SE^{1/4}$,
 12 $NE^{1/4}$, sec. 30, T1S, R5E.

13 (8) Tract BLKH-9 “Allen Gulch Properties”
 14 (approximately 20.60 acres); lot 14, sec. 25, T1S,
 15 R4E.

16 (9) Tract BLKH-10 “Custer Ranger District
 17 Office” (approximately 0.39 acres); lots 4 and 9 of
 18 block 125 plus the east 15 feet of the vacated north/
 19 south alley adjacent to lot 4, city of Custer, sec. 26,
 20 T3S, R4E.

21 (b) APPLICABLE AUTHORITIES.—Except as other-
 22 wise provided in this Act, any sale or exchange of land
 23 described in subsection (a) shall be subject to laws (includ-
 24 ing regulations) applicable to the conveyance and acquisi-
 25 tion of land for National Forest System purposes.

1 (c) CASH EQUALIZATION.—Notwithstanding any
 2 other provision of law, the Secretary may accept cash
 3 equalization payments in excess of 25 percent of the total
 4 value of the land described in subsection (a) from any ex-
 5 change under subsection (a).

6 (d) SOLICITATIONS OF OFFERS.—

7 (1) IN GENERAL.—In carrying out this Act, the
 8 Secretary may use solicitations of offers for sale or
 9 exchange under this Act on such terms and condi-
 10 tions as the Secretary may prescribe.

11 (2) REJECTION OF OFFERS.—The Secretary
 12 may reject any offer under this Act if the Secretary
 13 determines that the offer is not adequate or not in
 14 the public interest.

15 **SEC. 2. DISPOSITION OF FUNDS.**

16 Any funds received by the Secretary through sale or
 17 by cash equalization from an exchange—

18 (1) shall be deposited into the fund established
 19 by Public Law 90–171 (commonly known as the
 20 “Sisk Act”) (16 U.S.C. 484a); and

21 (2) shall be available for expenditure, on appro-
 22 priation, for—

23 (A) the acquisition of land and interests in
 24 land in the State of South Dakota; and

1 (B) the acquisition or construction of ad-
2 ministrative improvements in connection with
3 the Black Hills National Forest.

4 **SEC. 3. AUTHORIZATION OF APPROPRIATIONS.**

5 There are authorized to be appropriated such sums
6 as are necessary to carry out this Act.

Calendar No. 366

106TH CONGRESS
1ST SESSION

S. 1599

[Report No. 106-210]

A BILL

To authorize the Secretary of Agriculture to sell or exchange all or part of certain administrative sites and other land in the Black Hills National Forest and to use funds derived from the sale or exchange to acquire replacement sites and to acquire or construct administrative improvements in connection with the Black Hills National Forest.

NOVEMBER 2, 1999

Reported without amendment